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Attorneys for Defendant Perrigo Company plc

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

ROOFERS' PENSION FUND, Individually
and On Behalf of All Others Similarly
Situated,

Plaintiffs,

v.

PERRIGO COMPANY PLC, *et al.*,

Defendants.

Civil Action No. 2:16-cv-02805-MCA-LDW

ECF Case

Document Electronically Filed

Motion Day: July 19, 2021

Oral Argument Requested

**NOTICE OF MOTION ON BEHALF OF DEFENDANT PERRIGO COMPANY PLC
FOR SUMMARY JUDGMENT AND
TO EXCLUDE CERTAIN EXPERT TESTIMONY**

PLEASE TAKE NOTICE THAT on July 19, 2021, or as soon thereafter as the Court deems appropriate, Defendant Perrigo Company plc will appear before the Honorable Madeline Cox Arleo, U.S.D.J., at the United States District Court for the District of New Jersey, Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, New Jersey 07101, and will move this Court pursuant to Federal Rule of Civil Procedure 56(a) and Local Rule 56.1 for entry

of an Order granting summary judgment in favor of Defendant Perrigo Company plc dismissing with prejudice all claims brought by Lead Plaintiff Perrigo Institutional Investor Group under Sections 10(b) and 14(e) of the Securities Exchange Act of 1934 and the Israel Securities Law (1968), granting all such further relief as this Court may deem just and proper, and, if the Court does not dismiss Lead Plaintiff's claims in their entirety, granting Defendant Perrigo Company plc's motion to exclude certain expert testimony.

PLEASE TAKE FURTHER NOTICE THAT Defendant Perrigo Company plc shall rely upon the accompanying Memorandum of Law in Support of Defendant Perrigo Company plc's Motion for Summary Judgment and to Exclude Certain Expert Testimony, the Local Rule 56.1 Statement of Undisputed Material Facts filed jointly by Defendants Perrigo Company plc, Joseph Papa, and Judy Brown, and the Declaration of Jason S. Kanterman in Support of Defendant Perrigo Company plc's Motion for Summary Judgment and to Exclude Certain Expert Testimony and the exhibits attached thereto. Pursuant to Local Rule 7.1(e), a proposed form of Order is also submitted for the Court's consideration.

PLEASE TAKE FURTHER NOTICE THAT, pursuant to the Scheduling Order (ECF No. 341) issued by the Court on February 22, 2021, Lead Plaintiff's opposition, if any, is due to be served and filed on or before Thursday, June 3, 2021, and Defendants' reply, if any, is due to be served and filed on or before Wednesday, July 7, 2021.

PLEASE TAKE FURTHER NOTICE THAT Defendant Perrigo Company plc hereby requests oral argument on this motion.

[Signatures on following page]

Dated: April 9, 2021

Respectfully submitted,

GREENBAUM, ROWE, SMITH & DAVIS
LLP

/s/ Alan S. Naar

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